



AF 1/1600 \$

J

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#15
N/Appeal
3rd. mo. Ext.
6.6.03

Applicant(s) Heeney
Serial No.: 09/890,379
Filed: January 9, 2002
For: PRODUCT AND METHOD FOR
OBTAINING SPECIFIC
IMMUNISATION WITH ONE OR
MORE ANTIGENS
Examiner: Mosher, Ph.D., Mary
Group Art Unit: 1648
Docket: 294-105 PCT/US
Dated: May 6, 2003

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
MAY 12 2003
TECH CENTER 1600/2900

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board from the decision of the Primary Examiner,
Mailed November 6, 2002, finally rejecting Claims 29-45.

The item(s) checked below are appropriate:

1. **STATUS OF APPLICANT**

This application is on behalf of
☐ other than a small entity.
☒ small entity.

A verified statement claiming small entity status
☐ is attached.
☐ was already filed on

*appn is in 041
Status - PAM
will not accept N/Appeal*

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

FACSIMILE

☒ Deposited with the United States Postal Service with sufficient
postage as first class mail in an envelope addressed to the
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

☐ Transmitted by facsimile to the
Patent and Trademark Office

Julie L. Watts
Signature

Date: May 6, 2003

Julie L. Watts

05/12/2003 AMONDAF1 00000039 09890379

01 FC:2401
02 FC:2253

160.00 OP
260.00 OP

2. **FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 CFR 1.17(e), the fee for filing the Notice of Appeal is:

☒ small entity \$160.00
☐ other than small entity \$320.00

3. **EXTENSION OF TERM**

Notice of Appeal fee due **\$160.00**

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

(complete (A) or (B), as applicable)
(A) ☒ Applicants petition for an extension of time under 37 CFR 1.136 for the total number of months checked below (fees: 37 CFR 1.17(a)-(d)):

	<u>Extension (months)</u>	<u>Fee for Other than Small Entity</u>	<u>Fee for Small Entity</u>
<input type="checkbox"/>	one month	\$ 110.00	\$ 55.00
<input type="checkbox"/>	two months	\$ 410.00	\$205.00
<input checked="" type="checkbox"/>	three months	\$ 930.00	\$465.00
<input type="checkbox"/>	four months	\$1,450.00	\$725.00

Fee due for indicated extension **\$465.00**

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

☒ An extension for 2 month has already been secured. The fee paid therefor of \$205.00 is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request **\$260.00**

(B) ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. **TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee \$ 160.00
Extension fee (if any) \$ 260.00

TOTAL FEE DUE \$ 420.00

5. **FEE PAYMENT**

☒ Attached is a check in the sum of \$420.00

☐ Charge Account No. ___ the sum of \$ _____

A duplicate of this transmittal is attached.

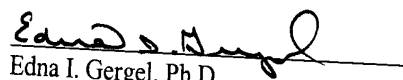
6. **FEE DEFICIENCY**

☒ If any additional extension and/or fee is required or any overpayment has been made, please charge our Deposit Account No. **08-2461** or credit our Deposit Account for such sum.

AND/OR

☒ If any additional fee for claims is required or any overpayment has been made, please charge our Deposit Account No. **08-2461** or credit our Deposit Account for such sum.

Respectfully submitted,


Edna I. Gergel, Ph.D.
Agent for Applicant(s)
Registration No. 50,819

HOFFMANN & BARON, LLP
6900 Jericho Turnpike
Syosset, New York 11791
(516) 822-3550
EIG:jlw

172489_1